

## European Board of Gastroenterology and Hepatology Examination Complaints Procedure

### 1. Introduction

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- 1.1 The European Board of Gastroenterology and Hepatology (EBGH) is committed to delivering a high quality service. As part of this commitment it is recognised that on occasion candidates may be dissatisfied with the way in which something has been done, and that complaints arising from this should be handled in a clear, fair and consistent way.
- 1.2 These Procedures apply to all candidates who consider that they have grounds for complaint regarding the provision of a service that does not amount to a request to review a decision made about their performance in an examination (see paragraph 2 below). These procedures may also be used to consider complaints by prospective candidates or any other party, if deemed appropriate.
- 1.3 Complaints will not be considered if they are submitted anonymously or on behalf of another party, without that party's explicit consent in writing.
- 1.4 Candidates should note that by virtue of entering to sit the EBGH Examination they are deemed to have understood and agreed to respect and abide by all relevant regulations, including these Complaint Procedures. All those submitting complaints are deemed to have understood and agreed to respect and abide by these Complaint Procedures.
- 1.5 Any dispute as to the interpretation of these Regulations shall be referred to the Medical Director, whose decision in the matter shall be final.

### 2. Definitions

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- 2.1 A 'complaint' is defined as an expression of a specific concern about the provision or quality of a service, including issues such as staff conduct, disputes about the regulations, other procedures or the application thereof.
- 2.2 Any request for a review of a decision made by or on behalf of an Examining Board about the performance in an examination of a candidate

or group of candidates is defined as an 'appeal' and as such will not be considered under these Procedures (but may instead be handled in accordance with the EBGH Examination Appeals Regulations).

- 2.3 It is recognised that on occasion it may be initially unclear whether a case constitutes a complaint or an appeal, and the EBGH reserves the right to reclassify complaints to appeals or vice-versa at any stage in proceedings, in consultation with the person(s) complaining or appealing. Such reclassification will always be done so that the matter can be considered in the most appropriate and fair way, and candidates will not be required to resubmit their cases following any reclassification.
- 2.4 These procedures are not applicable in the following circumstances:
- (i) If the complaint concerns a person or activity not subject to the jurisdiction of the EBGH or EBGH Examination administrators;
  - (ii) If the complaint amounts to an allegation of criminal activity (which will be referred to the police in the relevant jurisdiction(s) for separate consideration);
  - (iii) If the complaint appears to be intended to delay or prevent the consideration of an allegation of academic misconduct.
  - (iv) If the complaint is related to formal disciplinary action being taken against any member(s) of staff, as disciplinary procedures take precedence over this procedure.

### **3. General**

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- 3.1 It is expected that complaints will be raised as quickly as possible and no more than three months from the date in which the incident occurred.
- 3.2 An informal and flexible approach to resolution of complaints will be adopted wherever possible.
- 3.3 Candidates are assured that they have the opportunity to raise matters of legitimate concern through these Complaint Procedures without risk of disadvantage or criticism. Towards this end, the EBGH recognises the importance of confidentiality when handling complaints, and will maintain this as far as is possible during any investigation. The EBGH Examination administrators will endeavour to anonymise complainants when considering complaints. However, it will occasionally be necessary to disclose a complainant's identity to progress an investigation. Candidates who are not willing for their identity to be disclosed in this way should make this clear in their letter of formal complaint.
- 3.4 The EBGH will take all necessary steps to support all parties involved in a complaint, and undertake all investigations sensitively and expeditiously.
- 3.5 All complaints will be considered on their individual merits, and all complainants will be treated equally.

- 3.6 If it is considered that the complaint is vexatious, or malicious; or the complainant has used false information in a complaint, they may be liable for action to be taken under the EBGH Examination Academic Misconduct Regulations.

#### **4. Procedure**

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- 4.1 All complaints must be raised informally in the first instance with who you have been dealing with. The vast majority of complaints can and should be resolved in this way.
- 4.2 If your complaint remains unresolved, you can contact the Policy Office. All formal complaints must be submitted in writing via [info@ebghe.eu](mailto:info@ebghe.eu), and state the following:
- (i) the nature of the complaint,
  - (ii) what has / has not been done to resolve it,
  - (iii) why the complainant is not satisfied with what has / has not been done, and
  - (iv) what the complainant would like to be done to resolve the matter to their satisfaction.

Complainants must make clear that it is a formal complaint they are submitting, and make clear to all other EBGH Examination administrators they may continue to have contact with that they have submitted a formal complaint.

- 4.3 All complaints will be acknowledged. The Policy Office may ask the relevant team to try again to resolve the issue or may ask a member of the Senior Management Team to consider the complaint. Wherever possible a full response will be made within twenty working days of receipt, unless extenuating circumstances exist in which case the complainant shall be informed of this and notified of the revised deadline for the response. Full reasons shall be given for the decision reached.

#### **5. Appeals about the outcome of complaints**

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- 5.1 If a complainant is not satisfied with the outcome of their formal complaint, they may appeal in writing to the Medical Director.
- 5.2 All appeals about complaints will be acknowledged and wherever possible a full response will be made within twenty working days. If extenuating circumstances exist which affect this timeframe the complainant shall be informed of this and notified of the revised deadline for the response.
- 4.3 The decision of the Medical Director is final, and candidates will be notified of this in their letter and that the complaints procedure is at an end.